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An Act To Clarify the Duties of Municipal Treasurers, Clerks and Tax Collectors

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §2655 is enacted to read:

§ 2655. Prohibition on commingling funds

A clerk is prohibited from commingling personal funds with any funds collected for a municipality while performing the duty of clerk.

Sec. 2. 30-A MRSA §5603, sub-§2, ¶C, as enacted by PL 1987, c. 737, Pt. A, §2 and Pt. C, §106 and amended by PL 1989, c. 6; c. 9; §2; and c. 104, Pt. C, §§8 and 10, is further amended to read:

C. Maintain a bank account in the municipality's name for the deposit of cash receipts. The treasurer shall deposit ~~the~~all ~~cash balance~~receipts in the bank within 10 days ~~when it exceeds \$100.~~The treasurer may not commingle funds of the municipality with any personal funds or in any personal account of the treasurer.

Sec. 3. 36 MRSA §759-A is enacted to read:

§ 759-A. Prohibition on commingling funds

A tax collector is prohibited from commingling personal funds with any funds collected for a municipality while performing the duty of tax collector.

Effective September 12, 2009